

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking on the
Commission's Own Motion into the Service
Quality Standards for All Telecommunications
Carriers and Revisions to General Order 133-B.

Rulemaking 02-12-004
(Filed December 5, 2002)

**ADMINISTRATIVE LAW JUDGE'S RULING
GRANTING MOTION FOR PROTECTIVE ORDER**

This ruling grants Pacific Bell Telephone Company's (SBC California) April 1, 2003 motion for leave to file under seal the proprietary portion of SBC California's opening comments in response to the March 7, 2003 Assigned Commissioner and Administrative Law Judge ruling modifying the comment cycle and proposed schedule. SBC California states the proprietary labor rates and task times contained in Attachment 3 are sensitive, confidential competitive cost data that access to without a non-disclosure agreement and protective order would place SBC California in immediate danger of irreparable harm. SBC California further states such data are highly relevant to competitive marketing and pricing strategies. We have granted leave to file identical or comparable sensitive financial information under seal. By this ruling, the motion for a protective order is granted. Parties that seek to include this proprietary cost data in pleadings must file the document and/or attachment containing such data under seal. Redacted non-confidential versions of SBC California's opening comments will remain part of the public record.

IT IS RULED that:

1. Pacific Bell Telephone Company's (SBC California) motion for a protective order is granted to the extent set forth below.
2. The cost data referred to as Attachment 3 to SBC California's April 1, 2003 opening comments that were filed under seal as an attachment to the motion for a protective order shall remain under seal for a period of two years from the date of this ruling and during that period shall not be made accessible or disclosed to anyone other than Commission staff except on further order or ruling of the Commission, the Assigned Commissioner, the assigned Administrative Law Judge (ALJ), or the ALJ then designated as Law and Motion Judge.
3. Leave is granted to parties seeking to file pleadings containing the above-referenced cost data to file those pleadings under seal with the Commission's Docket Office.
4. If SBC California believes further protection of this information is needed after two years, it may file a motion stating the justification for further withholding the material from public inspection, or for such other relief as the Commission rules may then provide. This motion shall be filed no later than 30 days before the expiration of this protective order.

Dated, June 27, 2003, at San Francisco, California.

/s/ JANICE GRAU

Janice Grau
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Granting Motion for Protective Order on all parties of record in this proceeding or their attorneys of record.

Dated June 27, 2003, at San Francisco, California.

/s/ HELEN FRIEDMAN

Helen Friedman

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.